

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 1999-343-C - ORDER NO. 2001-1109  
DECEMBER 13, 2001

IN RE: Application of Rhythms Links, Inc. for a	)	ORDER CANCELLING
Certificate of Public Convenience and	)	CERTIFICATE
Necessity to Provide Intrastate Interexchange,	)	
Local Exchange, and Exchange Access	)	
Telecommunications Services and for	)	
Alternative Regulation.	)	

This matter comes before the Public Service Commission of South Carolina (the "Commission") on the request of Rhythms Links, Inc. ("Rhythms" or the "Company") to cancel its Certificate of Public Convenience and Necessity to operate as a provider of local exchange, exchange access, and intrastate interexchange telecommunications services within the State of South Carolina.

By letter dated November 27, 2001, counsel for Rhythms advised the Commission that the Company was requesting cancellation of its Certificate to provide competitive intrastate local exchange, exchange access services and interexchange services within the State of South Carolina. Rhythms' authority to provide local exchange, exchange access and interexchange telecommunications services was granted by Order No. 1999-852, dated December 6, 1999.

As reasoning for its request to cancel its operating authority, Rhythms states that due to financial difficulties, Rhythms and its parent company, Rhythms NetConnections, Inc., voluntarily filed for reorganization under Chapter 11 of the United States

Bankruptcy Code in the Southern District of New York on August 1, 2001. Moreover, Rhythms' letter provides that the Company was unable to secure additional financing to maintain its business operation by the deadline of August 10, 2001, as stipulated in the bankruptcy filing, thereby rendering restructuring of the Company impossible. As a result of Rhythms' inability to obtain additional financing for restructuring of the Company, Rhythms finds it necessary to terminate service and cancel its Certificate of Public Convenience and Necessity. Rhythms further advises the Commission that on August 10, 2001, all of its customers received written notification of Rhythms' intent to discontinue services and that Rhythms was granted permission to discontinue providing telecommunications services throughout the United States by the Federal Communications Commission on September 24, 2001. Additionally, Rhythms states that it no longer has any customers in South Carolina and respectfully requests cancellation of its Certificate.

As Rhythms is no longer providing the services for which its Certificate was granted, the Commission finds and concludes that Rhythms' request to cancel its Certificate should be granted.

IT IS THEREFORE ORDERED THAT:


1. The Certificate of Public Convenience and Necessity to provide local exchange, exchange access, and interexchange telecommunications services within the State of South Carolina, and for flexible and alternative regulatory treatment of services authorized by Order No. 1999-852, dated December 6, 1999, issued to Rhythms in Docket Number 1999-343-C is hereby cancelled.

DECEMBER 13, 2001

PAGE 3

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2. This Order shall remain in full force and effect until further Order of the Commission.

  
Chairman

ATTEST:

  
Executive Director  
(SEAL)